

1 TERESA HIGSMITH (State Bar No. 155262)
2 CITY ATTORNEY
3 DONNA MOONEY (State Bar No. 189753)
4 SENIOR ASSISTANT CITY ATTORNEY
5 OFFICE OF THE CITY ATTORNEY
2263 Santa Clara Avenue, Room 280
Alameda, California 94501
Telephone: (510) 747-4750
Facsimile: (510) 747-4767

6 JOSEPH E. WILEY (State Bar No. 84154)
7 IAN P. FELLERMAN (State Bar No. 119725)
8 WILEY PRICE & RADULOVICH, LLP
9 1301 Marina Village Parkway, Suite 310
Alameda, California 94501
Telephone: (510) 337-2810
Facsimile: (510) 337-2811

10 Attorneys for Defendant
CITY OF ALAMEDA

11 ALISON BERRY WILKINSON (State Bar No. 135890)
12 BERRY WILKINSON LAW GROUP
13 4040 Civic Center Drive, Suite 200
14 San Rafael, CA 94903
Telephone: (415) 259-6638
Facsimile: (415) 259-6638

15 Attorney for Plaintiffs
DENNIS HART AND RON MILLER

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

20 DENNIS HART AND RON MILLER

Case No.: C 07-05845 MMC

21 Plaintiffs.

JOINT CASE MANAGEMENT STATEMENT AND PROPOSED ORDER

22 | V.

23 CITY OF ALAMEDA.

24 | Defendant.

The parties have orally agreed on the terms of a settlement of this action. It is anticipated that the parties will sign a settlement agreement and file a Request for Dismissal of this action by June 30. Accordingly, the parties respectfully request that the Court continue the CMC for approximately sixty (60) days to give the parties sufficient time to sign the settlement agreement and file the Request for Dismissal.

Date: May 11, 2010

BERRY WILKINSON LAW GROUP

By: _____ /s/
ALISON BERRY WILKINSON
Attorneys for Plaintiffs
DENNIS HART AND RON MILLER

Date: May 11, 2010

WILEY PRICE & RADULOVICH, LLP

By: _____ /s/
IAN P. FELLERMAN
Attorneys for Defendant
CITY OF ALAMEDA

ORDER

The Court hereby Orders that the Case Management Conference scheduled for May 21, 2010 is continued to July 23, 2010 at 10:30 a.m., with an updated Joint Case Management Statement to be filed by the parties seven days prior thereto if no Request for Dismissal has been filed.

Date: May 12, 2010

Majine M. Cheaney
United States District Court Judge